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Attorneys for Defendants World Savings Bank,
 FSB and Ken Thompson

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

CESAR ANCHANTE-MARTINETTI

Sramineus Homo, US Vessel,

Libellant,

v.

WORLD SAVINGS, KEN THOMPSON,
 President, U.S. Vessel DOES, ROES, and MOES
 1-100 et al, US Vessel sand,

Libellees,

No.: CV 07-5929

**DEFENDANTS' NOTICE OF MOTION
 AND MOTION TO DISMISS PLAINTIFF'S
 FIRST AMENDED COMPLAINT**

Date: March 28, 2008
 Time: 9:00 a.m.
 Place: Courtroom 10, 19th Floor
 Compl. Filed: November 26, 2007

Honorable Susan Illston

Cesar Anchante-Martinetti
 Lien Holder of the Vessel, the Real Party
 In Interest, Lawful Man
 Injured Third Party Intervener/Petitioner/
 Libellant,

v.

WORLD SAVINGS, KEN THOMPSON,
 PRESIDENT, U.S. Vessel
 DOES, ROES and MOES 1-100 et al
US VESSELS
INDIVIDUALLY AND SEVERALLY,

Third Party Defendants/Libellees

REED SMITH LLP
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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT on Friday, March 28, 2008, at 9:00 a.m. in Courtroom 10 of the United States District Court for the Northern District of California, located at 450 Golden Gate Avenue, San Francisco, California, Defendant World Savings Bank, F.S.B. (“World”) and Ken Thompson (collectively, “Defendants”) will and hereby do move this Court for an order dismissing Plaintiff’s first Amended Complaint (“FAC”).

Plaintiff's FAC fails to identify facts sufficient to state a cause of action and, therefore, should be dismissed pursuant to Federal Rule of Civil Procedure 12(b)(6) and/or 12(c). Moreover, Plaintiff failed to file his FAC within the time prescribed by the Court's January 23, 2008 Order and, therefore, should be dismissed for that reason as well. Further, Plaintiff fails to plead his causes of action with sufficient specificity and his FAC should be dismissed pursuant to Federal Rule of Civil Procedure 12(e). Finally, Plaintiff's FAC should be dismissed because it does not allege facts sufficient to show that this Court has jurisdiction over the instant matter.

Defendants' Motion is based on this Notice of Motion and Motion, the accompanying Memorandum of Points and Authorities and such other evidence the Court may choose to consider at the hearing on Defendants' motion.

DATED: February 13, 2008.

REED SMITH LLP

By /s/ Keith D. Yandell
 Jack R. Nelson
 Keith D. Yandell
 Attorneys for Defendants World Savings Bank,
 FSB and Ken Thompson